



CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Express Mail Label No.: EM215688895US Date of Deposit: November 26, 1997

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Yvonna Staben
Yvonna Staben

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

D. Solanki, *et al.*

Serial No.: 08/393,956

Filing Date: February 24, 1995

For: PRESSURE SENSOR WITH
TRANSDUCER MOUNTED ON A
METAL BASE

Examiner: R. Decker

Group Art Unit: 2109

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Box DAC
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant petitions for revival of the above-referenced application for the purpose of establishing copendency between parent application serial no. 08/393,956 and its continuing application, serial no. 08/949,850, so that 08/949,850 is entitled to the benefit of the filing date of its parent application.

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Nature of abandonment:

- ☐ In an office communication from the PTO dated *, the undersigned has noted that the above-referenced application is being forwarded to the Abandoned Files because applicant's response to the Official Action mailed * has not been received within the statutory period or any extension requested therefor.

- ☒ The undersigned has reviewed his records and noted that the Continuation Application and Preliminary Amendment (mailed via "First Class Mail" on October 10, 1997) in response to the Final Official Action mailed on April 10, 1997 were not timely filed within the statutory period due to the fact that they were mistakenly mailed by "First Class Mail" and not "Express Mail." The mistake was reviewed with the people involved. The delay in filing a response conforming to the Regulations was unintentional.

This petition is filed:

- ☒ within one year of the date of abandonment.
- ☐ within three months of the date of the first decision on a petition to revive under 37 C.F.R. § 1.137(a), which was filed within one year of the date of abandonment.
- ☐ The three month period has been extended to * pursuant to 37 C.F.R. 1.137(e); a Petition for Extension of Time under 37 C.F.R. § 1.136(a) is attached.

☒ A Continuation and Preliminary Amendment were filed on October 10, 1997 via First Class Mail (copies attached).

- ☒ Verified showings (Declaration of Patricia A. Johnson) from the relevant parties as to the causes of the unintentional delays are filed herewith.

It will be seen from the above showings that the processing procedures have been carefully reviewed and that steps have been taken to avoid repetition of the events that took place in this case so that a similar error is unlikely to be made in the future.

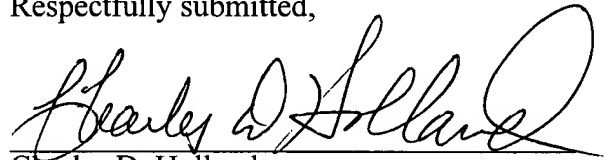
- ☐ A verified small entity statement was previously filed in this application *[or is filed herewith.]
- ☒ A check in the amount of \$1,320.00 is attached.
- ☐ Charge \$* to Deposit Account No. 03-1952.
- ☒ The Assistant Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this petition, or to credit any overpayment, to Deposit Account No. 03-1952. A duplicate copy of this petition is enclosed for that purpose.

☒ I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Respectfully submitted,

Dated: November 26, 1997

By:



Charles D. Holland
Registration No. 35,196

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DECLARATION OF PATRICIA A. JOHNSON


Box DAC
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

I, Patricia A. Johnson, employed by the law firm of Morrison & Foerster and over 18 years of age, do hereby declare that on October 10, 1997, I inadvertently filed a Continuation Application and Preliminary Amendment for the patent application referred to above via "First Class Mail" and not by the correct form of "Express Mail." This delay in filing the response conforming to the Regulations was unintentional.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Dated: November 26, 1997


Patricia A. Johnson